

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
5:10-CV-182

CHASTITY DAVIDSON, in her)
individual capacity and as Administratrix)
of the Estate of ANTHONY DEWAYNE)
DAVIDSON,)

Plaintiff,)

v.)

CITY OF STATESVILLE;)
OFFICER DAVID WAYNE LOWERY,)
in his individual and official capacity;)
OFFICER WILLIAM HOWARD)
GOFORTH, in his individual and official)
capacity; IREDELL COUNTY)
SHERIFF PHILLIP H. REDMOND,)
in his individual and official capacity;)
"JOHN DOE SURETY COMPANY";)
OFFICER JASON PATRICK CLOER,)
in his individual and official capacity;)
CORPORAL CHANCE ALLEN)
WILLIAMS, in his individual and)
official capacity; and OFFICER MARC)
ANTHONY CUDDY CARMONA,)
in his individual and official capacity,)

Defendants.)

Exhibit I

1
2 UNITED STATES DISTRICT COURT
3 FOR THE WESTERN DISTRICT OF NORTH CAROLINA
4 STATESVILLE DIVISION
5 5:10-cv-00182-RLV-DSC

6 CHASTITY DAVIDSON, in her)
7 individual capacity and)
8 as Administratrix of the)
9 Estate of ANTHONY DEWAYNE)
10 DAVIDSON,)

11 Plaintiff,)

12 v.)

13 CITY OF STATESVILLE;)
14 OFFICER DAVID WAYNE)
15 LOWERY, in his individual)
16 and official capacity,)
17 et al.,)

18 Defendants.)

19
20 DEPOSITION OF CYRIL H. WECHT, M.D., J.D.
21
22

23
24 SEPTEMBER 20, 2011
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AGENCY

1
2 DEPOSITION OF CYRIL H. WECHT, M.D., J.D.,
3 a witness herein, called by the Defendants
4 Iredell County Sheriff Phillip H. Redmond,
5 Officer Jason Patrick Cloer and Corporal Chance
6 Allen Williams for examination, taken pursuant
7 to the Federal Rules of Civil Procedure, by and
8 before Sandra J. Mastay, a Professional Court
9 Reporter and Notary Public in and for the
10 Commonwealth of Pennsylvania, at the offices of
11 Cyril H. Wecht, M.D., 1119 Penn Avenue, Suite
12 404, Pittsburgh, PA 15222, on Tuesday,
13 September 20, 2011, at 11:06 a.m.

14 - - - - -

15 COUNSEL PRESENT:

16 For the Plaintiff:

17 James E. Ferguson, II, Esq.
Ferguson, Stein, Chambers, Gresham &
18 Sumter, P.A.
741 Kenilworth Avenue
19 Suite 300
Charlotte, North Carolina 28211

20
For the Defendants Iredell County Sheriff
21 Phillip H. Redmond, Officer Jason Patrick
Cloer, Corporal Chance Allen Williams:

22 Amy E. Oleksa, Esq.
23 Cranfill, Sumner & Hartzog, L.L.P.
2907 Providence Road
24 Suite 200
Charlotte, North Carolina 28211
25

1
2 COUNSEL PRESENT: (Continued)
(Via Telephone)

3
4 For the Defendants City of Statesville, Officer
David Wayne Lowery, Officer William Howard
5 Goforth, Officer Marc Anthony Cuddy Carmona:

6 William Rozell, II, Esq.
Frazier Hill & Fury, R.L.L.P.
500 West Friendly Avenue
7 Suite 100
Post Office Drawer 1559
8 Greensboro, North Carolina 27402
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I N D E X

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WITNESS: CYRIL H. WECHT, M.D., J.D.

E X A M I N A T I O N:

PAGE

BY MS. OLEKSA

5

BY MR. ROZELL

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E X H I B I T S:

NONE MARKED

1 Dr. Wecht - by Ms. Oleksa
2 years as I'm thinking. My involvement has been
3 in the review of cases, including autopsies,
4 slides, materials, photographs, police reports,
5 et cetera, in several cases from different
6 jurisdictions.

7 Q. Number 5 on your report had asked
8 you on page 5 about the role of bruise marks
9 and physical contact in Mr. Davidson's death.
10 Just to ask you, Doctor, you don't believe that
11 the officers either from the Statesville Police
12 Department or the Sheriff's deputies, to
13 oversimplify it, beat Mr. Davidson to death?

14 A. No, I do not understand -- let me
15 take that back.

16 Q. Sure.

17 A. I am not aware of any such
18 allegations in this case, and I certainly have
19 not made any, and I find no evidence of his
20 having been beaten.

21 Q. Did you find any evidence in the
22 review of the autopsy findings that Mr.
23 Davidson, for example, had been punched or
24 kicked in any way?

25 A. No. The only -- there's a contusion